IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22.06.2006

CORAM:

THE HON'BLE MR. JUSTICE P. SATHASIVAM
AND
THE HON'BLE MR. JUSTICE V. DHANAPALAN

WRIT APPEAL Nos.306 to 308 of 2006
and WAMP.Nos.632 to 634 of 2006 & 864 to 866 of 2006

The Registrar
Manonmaniam Sundaranar University
Abishahapatti
Tirunelveli District. .. Appellant in
All the appeals.

vs.

St. Joseph's College of Education
Puthukulam Vilaku
Ittamozhi Road, Pandarapuram,
Sathankulam Taluk
Tuticorin District
Rep. By its Chairman
L. Damy Suraj. .. R.1 in WA.306/06

James College of Education
Mannan Vilai
Kappiarai
Kanyakumari District
Rep. By its Correspondent
Dr. Prem Kumar. .. R.1 in WA.307/06

Rt. Rev. G. Devakadashyam
Bishop/Chairman
Christian College of Education
Marthandam & Post
Kanyakumari District. .. R.1 in WA.308/06

2. State rep. By Secretary to Govt.,
Education Department
Fort St. George, Chennai. .. R.2 in all the appeals.

Writ Appeals are filed under Clause 15 of the Letters of Patent against the common order of the learned Judge Mr. Justice D. Murugesan, dated 20.02.2006 made in W.P.Nos.37058, 37059 and 37693 of 2005.

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For appellant : Mr. M. Sureshkumar
For respondents : Mr. K. Chandru, Sr. counsel
For Mr. C. Rober & Bruce for R.1
Mr. M. Dhandapani,AGP for R.2

COMMON JUDGMENT

(Judgement of the Court was delivered by P. SATHASIVAM,J.)

The above writ appeals have been filed against the common order of the learned single Judge dated 20.02.2006 made in W.P.Nos.37058, 37059 and 37693 of 2005.

2. In the common order, the learned Judge, after noting the earlier order of this Court reported in 2005 Writ Law Reporter 257 (Madras Education and Research Integrated Trust (MERIT) rep. By its Managing Trustee T. Padmavathi vs. The Periyar University rep. By its Registrar, Salem) and the Division Bench decision of this Court in 2005 (2) CTC 182 (Bharathidasan University rep. By its Registrar-in-charge, Tiruchirapalli vs. Dhanalakshmi Srinivasan, Educational and Charitable Trust, rep. by its Chairman, Perambalur), rejected the objection raised by the University insisting for production of No Objection Certificate for consideration of the applications for the affiliation and allowed all the writ petitions. In the same order, the learned Judge directed the University to consider the applications of the writ petitioners for the grant of affiliation without insisting upon No Objection Certification from the State Government, but subject to all other conditions for affiliation as per the statutes of the University.

3. It is also brought to our notice that Special Leave Petitions filed against the Division Bench decision of this Court (2005)(2) CTC 182 (cited supra) have been rejected by the Hon'ble Supreme Court.

In view of the above cited decisions and of the fact that the learned Judge has correctly passed an order and issued appropriate direction to the University, we do not find any valid ground to entertain the above appeals. Accordingly, all the appeals are dismissed. No costs. Consequently, connected WAMPs., are also dismissed.

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Sd/
Asst.Registrar

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Sub Asst.Registrar

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To

1. The Secretary to Govt.,
   Education Department
   Forst St. George
   Chennai.

2. The Registrar,
   Manonmaniam Sundaranar University,
   Abishahapatti,
   Tirunelveli District.

3 cc To Mr.C.Robert Bruce, Advocate, SR.26533 to 26535.
1 cc To The Government Pleader, SR.26673.

Writ Appeal Nos.306 to 308 of 2006

PV(CO)
RVL 29.06.2006

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